

**THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

Before Commissioners: Shari Feist Albrecht, Chair  
Jay Scott Emler  
Pat Apple

In the Matter of the Audit of Cricket Communications, )  
Inc. by the Kansas Universal Service Fund (KUSF) )  
Administrator Pursuant to K.S.A. 2012 Supp. 66-2010(b) ) Docket No. 13-CRCZ-712-KSF  
for KUSF Operating Year 16, Fiscal Year March 2012- )  
February 2013. )

**ORDER GRANTING MOTION  
FOR ENLARGEMENT OF TIME TO FILE RESPONSE**

The above captioned matter comes before the State Corporation Commission of the State of Kansas (Commission). Being fully advised of all matters of record, the Commission finds and concludes as follows.

1. On May 31, 2013, the Commission issued its *Order to Kansas Universal Service Fund Administrator to Commence Audit of Cricket Communications, Inc. and Order Setting Procedural Schedule*, directing the Kansas Universal Service Fund (KUSF) Administrator, GVNW Consulting, Inc. (GVNW), to conduct an audit of Cricket Communications, Inc. (Cricket) for KUSF purposes (KUSF Audit). The KUSF Audit conducted by GVNW pursuant to K.S.A. 2012 Supp. 66-2010(b) covers KUSF Operating Year 16, Fiscal Year March 2012-February 2013.

2. On April 17, 2014, GVNW filed its KUSF Audit Report on Cricket (Audit Report), dated April 14, 2014, including its audit findings and recommendations, following which Cricket was afforded thirteen days within which to respond to the Audit Report.

3. On April 30, 2014, counsel for Cricket filed a *Motion for Enlargement of Time to File Its Response to Kansas Universal Service Fund Audit Report* ("Motion for Enlargement of

Time” or “Motion”), requesting an order of the Commission granting an enlargement of time within which to file its response to GVNW’s Audit Report, from Wednesday, April 30, 2014 to Monday, May 19, 2014. In support of its Motion for Enlargement of Time, Cricket states that the company believes it needs to respond to GVNW’s findings included in the Audit Report; however, it requires additional time for preparing and filing a response. Cricket points out that in March 2014, shortly before GVNW’s filing of the Audit Report, AT&T Inc. completed and closed on its acquisition of Cricket. As a result of the acquisition, Cricket states that the new management of Cricket requires additional time in order to review the Audit Report and recommendations, as well as any changes being made operationally as a result of the acquisition in order to fully, appropriately and accurately, respond to GVNW’s Audit Report and recommendations. Therefore, Cricket requests enlargement of the time period within which to file its response to the Audit Report, from Wednesday, April 30, 2014 to Monday, May 19, 2014. Cricket maintains that no party will be prejudiced by the requested extension of time for filing a response to the Audit Report. Counsel for Cricket further states that through contact with counsel for the Commission Staff there is no objection to Cricket’s request and Motion.

4. The Commission finds that Cricket has stated sufficient justification for extension of the time period for filing its response to GVNW’s Audit Report and recommendations. The Commission further finds that Cricket’s request is reasonable and should be granted, extending the time period for the filing of Cricket’s response from Wednesday, April 30, 2014 to Monday, May 19, 2014. Granting the requested enlargement of time will have no prejudicial effect on any party to this proceeding.

**IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:**

(A) Cricket's Motion for Enlargement of Time, filed April 30, 2014, is hereby granted and the time period for Cricket's filing of a response to GVNW's Audit Report and recommendations is hereby extended from Wednesday, April 30, 2014 to Monday, May 19, 2014.

(B) A party may file a petition for reconsideration of this order within fifteen (15) days from the date of service of this Order. If service is by mail, service is complete upon mailing, and three (3) days shall be added to the above time frame.

(C) The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further order or orders as it may deem necessary.

**BY THE COMMISSION IT IS SO ORDERED.**

Albrecht, Chair; Emler, Com.; Apple, Com.

Dated: MAY 08 2014

  
ORDER MAILED MAY 09 2014

Kim Christiansen  
Executive Director

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PLEASE FORWARD THE ATTACHED DOCUMENT (S) ISSUED IN THE ABOVE-REFERENCED DOCKET  
TO THE FOLLOWING:

NAME AND ADDRESS	NO. CERT. COPIES	NO. PLAIN COPIES
PATRICK SHIPLEY, DIR OF GOVERNMENT AFFAIRS / REGULATORY LEGAL CONTACT CRICKET COMMUNICATIONS, INC. 5887 COPLEY DR SAN DIEGO, CA 92111-7906		
DAVID G. WINTER, SENIOR CONSULTANT GVNW CONSULTING, INC. 2270 LA MONTANA WAY PO BOX 25969 COLORADO SPRINGS, CO 80936		
OTTO NEWTON, LITIGATION COUNSEL 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604 ***Hand Delivered***		
BRUCE A. NEY, GENERAL ATTORNEY SOUTHWESTERN BELL TELEPHONE CO. D/B/A AT&T KANSAS 220 SE 6TH AVE RM 515 TOPEKA, KS 66603-3596		

ORDER MAILED MAY 09 2014

The Docket Room hereby certified that on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, it caused a true and correct copy of the attached ORDER to be deposited in the United States Mail, postage prepaid, and addressed to the above persons.